

MESSAGE NO: 4288114 MESSAGE DATE: 10/15/1993

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-423-602, A-427-009, A-447-803,
A-462-203, A-463-103, A-463-203

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 08/01/1991 TO 07/31/1992

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR VARIOUS CASES AND COUNTRIES

MESSAGE NO: 4288114

DATE: 10 15 1993

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

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CASES: A - 463 - 103

A - 463 - 203

A - 462 - 203

A - 423 - 602

A - 447 - 803

A - 427 - 009

PERIOD COVERED: 08 01 1991 TO 07 31 1992

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: LIQUIDATION INSTRUCTIONS FOR VARIOUS CASES AND COUNTRIES

1. THE DEPARTMENT OF COMMERCE NO LONGER AUTOMATICALLY CONDUCTS

ADMINISTRATIVE REVIEWS OF ANTIDUMPING DUTY FINDINGS/ORDERS.
INSTEAD, REVIEWS MUST BE REQUESTED IN ACCORDANCE WITH SECTION
353.22 OF THE COMMERCE REGULATIONS.

2. THE DEPARTMENT OF COMMERCE HAS NOT RECEIVED A REQUEST FOR AN
ADMINISTRATIVE REVIEW OF THE ANTIDUMPING DUTY FINDING
ORDER FOR CERTAIN PERIODS ON THE MERCHANDISE LISTED BELOW, EXCEPT
FOR THE FIRMS NOTED. THEREFORE, IN ACCORDANCE WITH SECTION

353.22(e) OF THE COMMERCE REGULATIONS, YOU ARE TO ASSESS
ANTIDUMPING DUTIES ON MERCHANDISE ENTERED, OR WITHDRAWN FROM
WAREHOUSE FOR CONSUMPTION DURING THE PERIODS LISTED BELOW AT THE

CASH DEPOSIT OR BONDING RATE REQUIRED AT THE TIME OF ENTRY.

TITANIUM SPONGE FROM ARMENIA PERIOD

A-463-103

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

TITANIUM SPONGE FROM AZERBAIJAN PERIOD

A-463-203

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

TITANIUM SPONGE FROM BELARUS PERIOD

A-462-203

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

PHOSPHORIC ACID FROM BELGIUM PERIOD

A-423-602

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

TITANIUM SPONGE FROM ESTONIA PERIOD

A-447-803

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

NITROCELLULOSE FROM FRANCE PERIOD

LIQUIDATE ALL ENTRIES FOR ALL FIRMS 8/1/91 - 7/31/92

3. ENTRIES OF MERCHANDISE OF EXCEPTED FIRMS SHOULD NOT BE LIQUIDATED UNTIL YOU RECEIVE SPECIFIC INSTRUCTIONS AFTER THE COMPLETION OF THE ADMINISTRATIVE REVIEW. THE EXCEPTED FIRMS CAN BE MANUFACTURERS/PRODUCERS, EXPORTERS OR

MANUFACTURER/PRODUCER/

EXPORTER COMBINATIONS. UNLESS NOTED OTHERWISE, ASSUME THE EXCEPTED FIRMS ARE MANUFACTURERS/PRODUCERS.

4. FOR LISTED MANUFACTURERS/PRODUCERS, LIQUIDATION IS TO BE SUSPENDED ON ALL ENTRIES OF MERCHANDISE PRODUCED BY THOSE FIRMS REGARDLESS OF EXPORTER. CUSTOMS MUST ASCERTAIN MANUFACTURERS/PRODUCERS OF ALL ENTRIES OF THIS MERCHANDISE. IF THE LISTED FIRM IS SPECIFICALLY IDENTIFIED AS AN EXPORTER, SUSPEND ALL ENTRIES THAT IN ANY WAY INVOLVES THIS EXPORTER. IF THE EXCEPTED FIRM IS A MANUFACTURER/PRODUCER/EXPORTER COMBINATION THE SUSPENSION INSTRUCTIONS APPLY ONLY TO ENTRIES THAT INVOLVE THIS COMBINATION OF FIRMS.

5. THIS TELEX CONSTITUTES THE IMMEDIATE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES FOR THE MERCHANDISE AND PERIODS LISTED ABOVE. YOU SHALL CONTINUE TO COLLECT CASH DEPOSITS OF ESTIMATED ANTIDUMPING DUTIES FOR THE MERCHANDISE AT THE CURRENT RATES.

6. WHENEVER THE USE OF THESE INSTRUCTIONS RESULTS IN THE ASSESSMENT OF DUMPING DUTIES YOU SHOULD REQUIRE OF THE IMPORTER PRIOR TO LIQUIDATION THE REIMBURSEMENT STATEMENT DESCRIBED IN SECTION 353.26 OF THE COMMERCE DEPARTMENT REGULATIONS. IF THE IMPORTER HAS BEEN REIMBURSED ANTIDUMPING DUTIES OR FAILS TO RESPOND TO YOUR FORMAL REQUEST (VIA CF 28 OR 29) FOR THE REIMBURSEMENT STATEMENT PRIOR TO LIQUIDATION, CUSTOMS SHOULD DOUBLE THE ANTIDUMPING DUTIES DUE IN ACCORDANCE WITH THE ABOVE-REFERENCED REGULATION.

7. THE ASSESSMENT OF ANTIDUMPING DUTIES BY THE CUSTOMS SERVICE ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT OF 1930, WHICH REQUIRE INTEREST ON OVERPAYMENTS OR UNDERPAYMENTS OF THE AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD.

8. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS PLEASE CONTACT THE AD/CVD BRANCH VIAE-MAIL TO ATTRIBUTE HQ OAB. THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT THE ANALYST INCHARGE OF THE CASE ON (202) 482-5253, OFFICE OF ANTIDUMPING COMPLIANCE, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

9. THERE ARE NO RESTRICTIONS ON RELEASE OF THIS TELEX.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party